

04/02/01

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ABINGDON CALENDAR - APRIL 3, 2001

(The Honorable William F. Stone Jr. Presiding)

(Start Recess / Stop Trials: Proceedings)

Attys: Debtors: Case Nos.: Trustees:

9:30 A. M. - PRE-TRIALS IN COURTROOM

Carmody FULTON BRUCE ARTIS dba Quicklube-ch7 7-00-02299 Callahan
A/P 7-01-00005: Det.dischargeability Contd fr 3/6/ JM
Debtor v. Buchanan General Hospital

A/P 7-01-00004: Det.dischargeability Contd fr3/6 S
Debtor v. Excelllo Oil Co., Inc. (*Lamie and/or **Harman)
-*Mot of Defendant to Dismiss or fore More Definite Statement (Lamie)
-*Mot of Defendant to extend time to file responsive pleadings (Lamie)
-**Answer of Defendant filed 2/14 (Harman)

Farthing MARIE TURNER-ch7 7-00-03945 Wick/JM
A/P 7-01-00031: Lien avoidance
Debtor v. Washington Mutual Finance dba City Finance Co
-**AGREED ORD entered 3/22/01; cancels hearing**

Carroll GERALDINE STREET-ch7 7-00-01647 Callahan/BP
Obj of Debtors to claim #1 of Sears **d/e # 17 & 19**
-Contd fr 2/5

Obj to Claim #3: World Financial Network Natl Bk **d/e # 21**
-Contd fr 2/5

Obj to Claim #2: Chase Manhattan Bank **d/e # 22**
-Contd fr 2/5

Obj to Claim #4 : MBNA America Bank NA **d/e # 23 & 33**
-Contd fr 2/5

9:30 A.M. - MISCELLANEOUS & PRE-TRIAL HEARINGS

Farthing BILLY & SHIRLEY OSBORNE - Ch. 7 7-00-04083 Wick/PR
Motion # 1: Relief
Homecomings Financial Network (McQuiddy) v. Debtors & Trustee **d/e # 12**
–CONSENT ORD entered 3/30

Carmody LLOYD MCMILLAN 7-99-02835 Callahan/NS
A/P 7-00-00244: **Motion of Defendant for Re-hearing granted @ 3/6 hrg**
Debtor v. Bluefield Regional Medical Center (Matney)

Magee LEE COUNTY COMMUNITY HOSPITAL - 11 7-00-02304 DIP/BP
Motion # 8: Relief
Tina M. Wells (Russell) v. Debtor
–AGREED ORD ENTERED 3/22 ; d/e # 412; & 437

Antenucci ARTHUR NORTH, M.D. - Ch. 13 7-00-04157 Widener/BP
Motion # 1: Relief
Paul Rogers, Personal Rep. of Estate of Patricia Lynn Rogers, deceased
(Russell) v. Debtor & Trustee **d/e # 22**
–AGREED ORDER entered 4/2/01; hearing cancelled.

10:00 A. M. - MISCELLANEOUS HEARINGS

Cody ERIC BROWN-ch7 7-00-03101 Callahan/VS
Motion #1: Relief - **filed 12/27; d/e #3 19**; contd fr 1/17
Big T Leasing Inc (John Jessee) v. debtor & trustee

10:00 A. M. - MISCELLANEOUS HEARINGS

Copeland	WALTER MCKINNON-ch7	7-98-04022	Smith/SJ
	Contd R2004 exam. Mot of Marilyn Brown, Executrix of Estate of Wilburn Newton Blackstock, Jr. (Shortridge) –heard on 2/5 & granted as some parties/continued as to others		
Lamie	BRENDA MUNCY=Ch7	7-00-03393	Callahan/PR
	Motion of Debtor for Order of Contempt for violation of stay re: Bank of America (D/e # 17) case reopened 2/28; f.f. waived		
Widener	THOMAS & BETTY STILTNER - Ch. 7	7-01-00040	Wick/NS
	Motion # 1: Relief Conseco Finance Servicing Corp. (Chappell) v. Debtors & Trustee d/e # 13 –AGREED Order granting relief entered 3/22		
Antenucci	KENNETH & HEATHER HASH-ch7	7-99-04116	Callahan/JJ
	Motion of Debtors to approve post-discharge reaffirmation with Sears & Company d/e # 31		
Fleenor	JEFFREY GILMER-ch7	7-01-00532	Wick/SJ
	Motion #1: Relief - filed 3/12 d/e # 11, 12, Volvo Commercial finance LLC (Donelan) v. debtor & trustee		

10:00 A. M. - MISCELLANEOUS HEARINGS

Lowman	STEVEN & TAMMY PEAK-ch7 Motion #2: Relief - filed 3/14 d/e # 43, 44 Chrysler Financial Co LLC (Higgs) v. debtors & trustee – ORDER entered 3/28 grants relief, cancels hearing	7-00-02044	Wick/SO
Money	GARY, JR., & KIMBERLY WOODWARD - Ch. 7 Motion # 1: Relief AmSouth Bank (Hutton) v. Debtors & Trustee d/e # 10 – ORDER of 3/9 granted relief, cancelled hearing.	7-01-00398	Wick/AF
F Harman	CARLTON & CONNIE NIPPER-ch Motion for contempt; violation of stay; Capital One Bank d/e # 18 (Default Notice: Failure to file Motion to Reopen Closed case)	7-00-03312	Callahan/SJ
Via	DAVID & LINDA HESS-ch13 Motion #1: Relief - filed 3/22 d/e # 21 EMC Mortgage Corp (Goldberg) v. debtors & trustee	7-99-04009	Widener/JM

11:00 A. M. - MISCELLANEOUS HEARINGS

Goldstein	ABSHER REALTY INC-ch11 Motion of IRS to convert from Chapter 11 to Chapter 7 or Dismissal of Case (And memorandum in support thereof) d/e # 251, 252 (Eckert/Mountcastle) –contd fr 2/5 & 3/6 pending review of addtl tax returns to be provided IRS	7-97-01759	DIP/MC
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11:00 A. M. - MISCELLANEOUS HEARINGS

Leonard/
Jessee

J.E.C. ENTERPRISES-Chll

7-99-03590

DIP/NS

Motion of Debtor to Dismiss case filed 3/5 **d/e # 92**

Status hearing - d/e # 22, contd from 3/6/01 (bench announcement)

Copeland

JIMMY COOPER- chl

7-99-03591

DIP/VS

Adequacy of Amended Discl. Stmt **d/e #92, 94**

Objection: U. S. Trustee (Garber)

Copeland

THOMAS B. DUNN-chll

7-98-02465

DIP/MC

Motion of First Century Bank to enforce Order Granting Relief from Stay filed 3/13
d/e # 134 (reference Motion #2; d/e # 32 & Order of Relief d/e # 116)

Objection of Debtor: filed 3/26; d/e # 135

Cline

GLEN CASTLE-ch7

7-01-00201

Callahan/VS

Notice of Trustee Intent to Sell Property (objs to be filed w/court & trustee) **d/e # 16**

1:00 P.M. - CONFIRMATION HEARINGS

Largen

TRACY & TRACIE ALLEY - Ch. 13

7-99-01503

Widener/PR

Mod. Plan filed 2/5/01 **d/e # 43, 44**

Objection: Oakwood Acceptance Corp (Scott/Woods-Rogers) **d/e # 47**

Objection: Trustee with Motion to Dismiss (Widener) **d/e #48**

1:00 P. M. - CONFIRMATION HEARINGS

Hutchinson WARREN & MARILYN DISHMAN-chl3 7-01-00064 Widener/JJ
Mod Plan filed 3/1 **d/e # 14 with notice to all creditors**
Objection of Trustee with Motion to Dismiss filed 3/1 **d/e #15**

Largen VICTOR HANKS - Ch. 13 7-00-01937 Widener/BP
Mod. Plan filed 2/5/01 – hrg. was held on 2/5/01 as amended and was denied
continuing **Objections** of Trustee and Associates Commerical Corp. w/
Trustee's Show Cause for Dismissal **d/e # 45, 46, 47**

Largen CLINTON & CATHY TESTERMAN-chl3 7-99-01031 Widener/VS
Mod Plan filed 2/16 **d/e # 39**

Gifford WILLIAM & JANET BISHOP-chl3 7-00-03299 Widener/S
Mod Plan filed 2/12 - **d/e # 32**
Objection of Trustee with Motion to Dismiss contd from 2/21 **d/e # 30**
DEBTORS FILED MOT TO CONVERT TO CH 7 ON MARCH 29

Timoney DEBORAH HALL 7-01-00088 Widener/AF
Plan filed 1/10; d/e # 6
Objection of Trustee with Motion to Dismiss **d/e #20**
(Cont'd to 4/18 @ 1:00 p.m. by Order of 3/8)

1:00 P. M. - CONFIRMATION HEARINGS

Timoney	JASON LIDDLE	7-01-00036	Widener/JJ
	Objection: Trustee with Motion to dismiss d/e # 15 <i>Contd to 4/18 @ 1:00 p.m.</i>		
Carroll	RANDALL WHITED - Ch. 13	7-00-02693	Widener/PR
	Mod. Plan filed 2/6/01 d/e # 31, 32 Objection: Trustee w/Show Cause on Dismissal or Conversion d/e # 34		
Largen	JACKIE & SANDRA PLUMMER-	7-01-00009	Widener/JM
	Plan filed 1/02; d/e # 6 Objection: Trustee with Motion to dismiss d/e # 14		
Largen	JESSE & DARLENE REEVES	7-01-00051	Widener/VS
	Plan filed 1/8; d/e # 6 Mot for valuation of '97 Plymouth Voyager Van w/Consumer Finance d/e # 15		
Hutchinson	GILBERT & RETTA WHITEHEAD	7-00-04195	Widener/MC
	Plan filed 12/27; d/e # 6		

1:00 P. M. - CONFIRMATION HEARINGS

Lamie	DONNIE MORRISON	7-01-00001	Widener/VS
	Plan filed 1/02/01; d/e # 6		
	(§341 creditors meeting contd to 4/19 @ 9:30)		
	Objection: Trustee w/motion to dismiss/convert d/e # 15		

Lamie	MICHAEL & RAMONA WHITE	7-01-00063	Widener/PR
	Plan filed 1/9; d/e # 6		

1:00 P.M. - MISCELLANEOUS HEARINGS

Carmody	FRED & BILLIE HOWERY	7-98-01039	Widener/PR
	Motion of Trustee to dismiss/convert d/e # 117		
	--contd fr 2/21 & 3/21		

Timoney	CHRISTINA BARLOW-chl3	7-00-00346	Widener/JJ
	Motion #3: Relief -- filed 3/12 d/e # 46, 47		
	Highlands Union Bank (Hutton) v. debtor & trustee		

(Note: Trustee has filed Mot. To dismiss; set 4/18 @ 1)

Hutchinson	CHARLES FRIESS-chl3	7-99-03868	Widener/AF
	Motion #2: Objections, if any, to Relief <u>FROM CO-DEBTOR STAY</u>		
	Dovenmuehle Mortgage Inc (Christine Patterson) v. Debtor & June M. Friess, co-debtor		
	filed 3/2, d/e # 19, 20		

—NO OBJS FILED; RELIEF ORDER/NOTICE SELF-EXECUTING ABSENT

OBJ

Abingdon Calenda r- 4/3/01

1:30 P.M. - MISCELLANEOUS HEARINGS

Via DONALD & CYNTHIA CLINE - Ch. 13 7-99-01400 Widener/VS
 Trustee's Motion to Dismiss or Convert to Ch. 7
 –contd fr 2/21 - 1 pmt due

Via PETER & TERRIE PRYOR-CH13 7-00-03624 Widener/SJ
Note: Conf & Objs thereto set 4/18 @ 1
 Motion for valuation: real property 3rd d/t; Donavan & Donavan **d/e # 17**
–Obj & Response filed d/e # 23

Motion for valuation: Transouth Financial; real property **d/e # 18**

Motion for valuation: Ford Motor Credit co '98 Plymouth Breeze **d/e # 19**
– order of 3/27 fixed value at \$8,000 , d/e # 21

Motion for valuation: Amsouth Bank/ real property **d/e # 20**
–Response filed (Christine Patterson) d/e # 22

Hutchinson TIMOTHY BLANKEN-ch13 7-00-01932 Widener/SJ
 Debtor Motion to determine if relief has been granted to Equicredit
 Corp and Motion to shorten notice and hear at Abg instead of BSG
 (No BSG date available early April) \
–motions/notice filed 3/27

2:00 P.M. - MISCELLANEOUS HEARINGS

Carmody SCOTT & MARY LOWE-ch13 7-00-02291 Widener/VS
 Motion of Debtors for approval. Of settlement and disbursement of
 Settlement funds (**d/e # 38**) - contd fr 2/21
Objection: Trustee d/e # 39

Lamie BRUCE & SHARON MASSENGILL-ch7 7-94-01743 Wick/Reop/PR
 Motion for Contempt (ref. Motion #1) requiring Beneficial Virginia to appear and
 showcase; failure to comply with court's 11/20/00 order.
D/e # 35 –contd from 2/21 for oral argument
*(Hunton & Williams law firm, counsel for creditor, tendered “proposed” order to
 debtor's counsel for presentation at 2/21 hearing w/provision therein to rescind
 “sanction” portion of 11/20 order w/o motion; no appearance at hrg)*

3:00 P.M. - TELEPHONE CONFERENCE

Hutchinson BOBBY PARKS-ch7 7-00-01913 Wick/JM
 AP 7-00-00155: Recover money or property
 Randall Parsons (T.McAfee) v. Debtor (Hutchinson/Montgomery)

–Motion for continuance & Notice filed 4/2